



Montgomery County, Maryland

COUNTY COUNCIL AGENDA

COUNCIL HEARING ROOM, 100 MARYLAND AVENUE, ROCKVILLE, MARYLAND 20850
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This meeting will be televised live on Channel 6; repeated on 2/01/02 at 8 pm and 2/03/02 at 9 am

Monday, January 28, 2002

- (.5) 12:30-1:30 **DISCUSSION** - State Legislative Program (6th floor Council Conference Room) (Bialek)

Tuesday, January 29, 2002

- (1) 8:30-9:30 **Biannual Meeting** with Montgomery County Representatives of the District of Columbia Water and Sewer Authority (6th floor Council Conference Room) (Levchenko)
- 9:45 **INVOCATION** - Reverend Janet Cornelius, Mt. Tabor/Mt. Carmel United Methodist Church, Etchison
- 9:50 **PRESENTATION** - 2001 Council Office Charity Drive Awards to ALS Association and Manna Food
- 9:55 **GENERAL BUSINESS**
- A. **Announcement** - Agenda and Calendar Changes (Lauer)
- B. **Action** - Approval of Minutes: December 11, 2001 and January 15 and 17, 2002 (Edgar)
- (2) 10:00 **CONSENT CALENDAR**
- A. **Action** - Resolution to endorse Maryland Economic Development Assistance Fund Loan - \$450,000 for expansion of Gene Logic, Inc. (Ferber)
- B. **Action** - Appointment of members to Citizens' Advisory Committee to Study Compensation of the County Executive, County Council, Sheriff, and State's Attorney (Ferber/Lauer)
- C. **Action** - Executive Regulation 17-01, Massage (Faden)
HHS Committee recommends approval as amended.
- D. **Action** - Confirmation of County Executive appointment to the Commission on Child Care: Linda Randall Fowler (Ferber)
- E. **Action** - Confirmation of County Executive appointments to the Wheaton Urban District Advisory Committee: David Fraser-Hidalgo; Filippo Leo; Kevin McLaughlin; Matthew Greene; F. Johnathan Hawj; Charles R. Jospheh (Ferber)

(2) 10:00 **CONSENT CALENDAR** (continued)

F. **Action** - Confirmation of County Executive appointment to the Adult Public Guardianship Review Board: Harriette Rindner (Ferber)

G. **Action** - Confirmation of County Executive appointments to the Board of Electrical Examiners: N. B. (Tommy) Le; Pulak R. Bera (Ferber)

10:05 **LEGISLATIVE SESSION** Day #3

A. Approval of Legislative Journal - November 27, December 4 and 11, 2001 (Edgar)

B. Introduction of Bills

- (3) • **Bill 1-02**, Permitting Services - Notice of Demolition, sponsored by Councilmember Berlage (Faden)
Public Hearing is scheduled for 2/26/02 at 1:30 pm.

C. Call of Bills for Final Reading

- (4) • **Bill 40-01**, Taxation - Arts and Entertainment District - Credit (Faden)
MFP Committee recommends approval with amendments.

10:15 **DISTRICT COUNCIL SESSION**

- (5) A. **Introduction** - Zoning Text Amendment 02-01, Private Education Institutions - Special Exceptions for summer day camps, tutoring and college entrance preparatory courses, art education programs, artistic performances, and indoor and outdoor recreation programs, sponsored by Councilmembers Silverman and Denis (Wilson)
Action - Resolution to establish public hearing for 3/5/02 at 7:30 pm.

- (6) B. **Action** - Consideration of Hearing Examiner's Report and Recommendation: (Wilson)
Application No: DPA 01-4
Applicant: Community Services for Autistic Adults and Children, Inc. (C. Robert Dalrymple, Attorney)
Request: Amendment to Development Plan (which designated the site for a public elementary school facility), to allow for development for CSAAC's administrative headquarters.
Property: East Village, Section 12, Part of Area III-K of the Montgomery Village Town Sector Plan, located north of the intersection of Lewisberry Drive and East Village Avenue, Montgomery Village. (10.76+/- acres)
Recommendations: Planning Staff: Approve
Planning Board: Approve
Hearing Examiner: Approve

- (7) C. **Action** - Request for Oral Argument and/or Consideration of Hearing Examiner's Report and Recommendation of Local Map Amendment: (Wilson)
Application No: G-788
Applicant: I.O. Limited Partnership, LLLP (Stanley D. Abrams, Attorney)
Request: Reclassification from O-M/R-200 Zone to C-3 (Optional Method) Zone
Property: Southeast Quadrant of the intersection of relocated Md. Route 118 and Bowman Mill Drive, Germantown (1.60 +/- acres; 9th Election District)
Recommendations: Planning Staff: Deny
Planning Board: Deny
Hearing Examiner: Deny

- (8) 11:00 **ACTION** - T&E Report and Recommendations on OLO Report Number 2001-8, A Study of the Montgomery County Department of Permitting Services (Orlansky/Brown)
- (9) 11:20 **INTENSIVE BUDGET REVIEW** - T&E Committee Report and Recommendations on Ride-On Advertising Project (Orlin)
- 12:15 **RECESS**
- (10) 1:30 **PUBLIC HEARING - Bill 42-01**, Air Quality Control - Revisions (Cogan)
T&E Committee worksession tentatively scheduled for 2/4/02 at 1:30 pm.
- (11) 1:30 **PUBLIC HEARING - Bill 45-01**, Storm Water Management - Requirements (Faden)
T&E Committee worksession tentatively scheduled for 2/4/02 at 1:30 pm.
- (12) 1:30 **PUBLIC HEARING** - Supplemental Appropriation to the County Government's FY02 Capital Budget and amendment to the FY01-06 Capital Improvements Program, Department of Correction and Rehabilitation - \$5,742,000 for the Montgomery County Correctional Facility (Source: State, G.O. Bonds, and Current Revenue) (McMillan)
PS Committee worksession tentatively scheduled for 2/7/02 at 9:00 am.
- (13) 1:30 **PUBLIC HEARING/ACTION** - Supplemental Authorization to the County Government's FY02 Capital Budget and amendment to the FY01-06 Capital Improvements Program, Montgomery County Revenue Authority - \$1,853,000 for land acquisition for the Montgomery County Airpark (Source: State Aid and Revenue Authority) (Wilson)
- (14) 1:30 **PUBLIC HEARING/ACTION** - Special Appropriation to the County Government's FY02 Operating Budget, Office of Zoning and Administrative Hearings - \$40,000 for increase in contract hearing examiner services (Source: General Fund) (Lauer)
- 2:15 **PROPOSED CLOSED SESSION** to consult with staff, consultants, or other individuals about pending or potential litigation, pursuant to Maryland Code, State Government Article, §10-508 (a)(8). Topic is pending court cases. (6th Floor Council Conference Room) (Faden)
- 3:15 **ADJOURN**

The following appointments were received from the County Executive and are tentatively scheduled for confirmation on February 5, 2002:

Commission on Common Ownership Communities: Arlene L. Perkins; Carla D. Guynn-Werking; Michael P. Maloney; Richard J. Leeds; Harold H. Huggins

Commission on Aging: Miriam Brewer; Alidz T. Khachaturian; Elizabeth S. Layton; Louis Nunez; William H. Oley; Jane Sahmel; Johana E. Walburn; Jodie Fine; Suzy Leahigh; Elaine Hoover; Rev. Mark A. Stauffer; George Yu; John J. Kenney

COUNCIL MEETINGS

Note: See the IN COMMITTEE for a listing of the Committee meetings currently scheduled.

Feb. 4, 2002	12:30 p.m.	State Legislation
Feb. 5, 2002	9:00 a.m.	Regular Session - Legislative Session
Feb. 11, 2002	12:30 p.m.	State Legislation
Feb. 12, 2002	8:30 a.m.	Breakfast Meeting with City of Rockville
Feb. 12, 2002	9:45 a.m.	Regular Session - Legislative Session
Feb. 18, 2002		President's Day - Holiday
Feb. 19 - 22, 2002		Council Recess
Feb. 25, 2002	12:30 p.m.	State Legislation
Feb. 26, 2002	8:30 a.m.	Breakfast Meeting with Board of Education
Feb. 26, 2002	9:45 a.m.	Regular Session
Mar. 1-5, 2002		NACo Legislative Conference
Mar. 5, 2002	9:00 a.m.	Regular Session - Legislative Session

PUBLIC HEARINGS

February 5, 2002

1:30 pm **Bill 44-01**, Housing Code - Amendments
1:30 pm. Zoning Text Amendment 01-11, Permitted Uses in CBD Zones
1:30 pm County Government. FY02 Operating Budget, DHHS - \$98,010 State Ombudsman Initiative Grant (Source: MD Dept. of Aging)
1:30 pm County Government FY02 Operating Budget, DHHS - \$154,000 Partner Abuse Services (Source: General Fund)
1:30 pm MCPS FY02 Operating Budget - \$585,867 for Title I Basic Grant (Source: State (MSDE))
1:30 pm MCPS FY02 Operating Budget - \$908,863 Maryland Academic Intervention Program (Source: State (MSDE))
1:30 pm Supplemental Appropriation to the County Government's FY02 Operating Budget, Circuit Court and Sheriff's Office - \$782,480 for Juvenile Court Transfer (Source: General Fund Undesignated Reserves)
7:00 pm FY03 Capital Budget and FY03-08 Capital Improvements Program

February 6, 2002

7:00 pm FY03 Capital Budget and FY03-08 Capital Improvements Program - MCPS issues

February 7, 2002

7:00 pm FY03 Capital Budget and FY03-08 Capital Improvements Program

February 12, 2002

7:30 p.m. **Public Forum** - Transportation Policy Report

February 13, 2002

7:30 p.m. **Public Forum** - Transportation Policy Report

March 5, 2002

7:30 p.m. Zoning Text Amendment 02-01, Private Education Institutions - Special Exceptions for summer day camps, tutoring and college entrance preparatory courses, art education programs, artistic performances, and indoor and outdoor recreation programs



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Montgomery County Council
Legislative Information Services

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Tuesday, January 29, 2002

Item Number	Note	Staff
Agenda Item #3	This item is deferred until February 2.	Faden